

19488. Misbranding of Munyon's Paw-Paw tonic. U. S. v. 102 Bottles of Munyon's Paw-Paw Tonic. Default decree of destruction entered. (F. & D. No. 27336. I. S. No. 47082. S. No. 5443.)

Examination of a drug product, known as Munyon's Paw-Paw tonic, from the shipment herein described having disclosed no ingredient or combination of ingredients capable of producing certain curative and therapeutic effects claimed for it in the labeling, the Secretary of Agriculture reported the matter to the United States attorney for the Southern District of Mississippi.

On December 8, 1931, the United States attorney filed in the District Court of the United States for the district aforesaid a libel praying seizure and condemnation of 102 bottles of the said Munyon's Paw-Paw tonic, remaining in the original unbroken packages at Vicksburg, Miss., alleging that the article had been shipped by the McKesson Lincoln Co., from Little Rock, Ark., on or about June 10, 1930, and had been transported from the State of Arkansas into the State of Mississippi, and charging misbranding in violation of the food and drugs act as amended.

Analysis of a sample of Paw-Paw tonic by this department showed that the article contained extracts of plant drugs including nux vomica, a minute proportion of an iron compound (17 per cent by volume of alcohol), and water, flavored with methyl salicylate and sassafras oil.

It was alleged in the libel that the article was misbranded in that the following statements appearing on the carton and bottle labels, regarding the curative or therapeutic effects of the said article, were false and fraudulent, since it contained no ingredient or combination of ingredients capable of producing the effects claimed: (Bottle) "For Indigestion, Nervousness, Loss of Vitality, * * * And for the enrichment of impoverished blood where paleness is a condition, and giving energy to the overworked and run down;" (carton) "For Dyspepsia, Indigestion, Liver and Nerve Troubles, Dizziness, Poor Circulation, Loss of Vitality, Sleeplessness, Nervousness, * * * Weakness, General Debility. * * * Ironizes The Blood For the Liver For The Nerves * * * prepared for toning the stomach, liver and nerves, * * * If you are overworked, weak, run down, * * * feel 'old,' blood is thin, heart weak, can't sleep; if your liver or stomach is out of order; if you are depressed, and feel the need of new life, try Munyon's Paw-Paw Tonic. * * * For Body Strength For The Stomach * * * For Mental Force."

On May 17, 1932, no claimant having appeared for the property, judgment was entered finding the product subject to condemnation, and ordering that it be destroyed by the United States marshal.

ARTHUR M. HYDE, *Secretary of Agriculture.*

19489. Misbranding of Re-Ju-Va. U. S. v. 120 Packages of Re-Ju-Va. Default decree of destruction entered. (2552-A. F. & D. No. 28281.)

The labeling of the drug product Re-Ju-Va involved in this action represented that the article might be administered with safety to all, including babies, and that it contained no cathartic, whereas examination showed that it contained a cathartic that might be harmful. Examination further showed no ingredient or combination of ingredients capable of producing the curative and therapeutic claims appearing in the labeling.

On May 5, 1932, the United States attorney for the District of Minnesota, acting upon a report by the Secretary of Agriculture, filed in the District Court of the United States for the district aforesaid a libel praying seizure and condemnation of 120 packages of Re-Ju-Va, remaining in the original unbroken packages at Minneapolis, Minn., alleging that the article had been shipped by the DeVore Manufacturing Co., from Columbus, Ohio, on or about March 19, 1932, and had been transported from the State of Ohio into the State of Minnesota, and charging misbranding in violation of the food and drugs act as amended.

Analysis of a sample of Re-Ju-Va by this department showed that it consisted essentially of Epsom salt (22.67 grams per 100 milliliters), small proportions of potassium, sodium, and iron compounds including chloride, citrate and hypophosphite, glycerin, and water, flavored with peppermint oil and colored red with a coal-tar dye.

It was alleged in the libel that the article was misbranded in that the statements appearing upon and within the packages containing the article were false, fraudulent, and misleading in that it was made to appear by said state-

ments that the article was a medicine that babies were able to take; that it would not be violent in its action on an adult; that it could be taken with complete confidence and safety; that it contained no cathartic; and in that it was made to appear further that the article was a medicine having curative or therapeutic effects, whereas it contained no ingredient or combination of ingredients capable of producing the effects claimed and the said statements were applied to the article knowingly and in reckless and wanton disregard of their truth or falsity, so as to represent falsely and fraudulently to purchasers that it was, in whole or in part, composed of or contained ingredients or medicinal agents effective in the treatment of disease or the prevention thereof.

The statements appearing in the labeling which this department deemed to be false and misleading were as follows: (Circular) "A medicine that babies are able to take, will not be violent in its action on an adult, * * * can be taken with complete confidence and safety, * * * Contains: No * * * cathartic." The statements which this department deemed to be false and fraudulent and which were incorporated in the libel and made a part thereof were as follows: (Bottle label) "Re-Ju-Va Assists Nature to establish a normal process of metabolism and to relieve disorders arising from intestinal putrefaction, including Rheumatism, Arthritis, Neuritis, * * * High-blood Pressure, Stomach, Kidney and Blood Diseases. * * * 'Remove the Cause—Nature Completes the Task.' * * * Directions * * * In case elimination does not begin, in three to four hours, repeat this dose until the bowels function freely. * * * or such an amount as may be necessary to insure proper elimination each morning. * * * For indigestion, acidosis, or gas condition, take one teaspoonful after meals or at time of distress. For sore throat * * * For insomnia take before retiring. * * * no fear need be had of any injurious effects. It is designed to aid Nature by removing the cause for about 90% of all disorders, which is faulty elimination. * * * if patience is used, any individual can take it with good results;" (carton) "Re-Ju-Va * * * designed to assist Nature in the relief of Rheumatism, Sciatica, Neuritis, * * * High-blood Pressure, Indigestion, Bloating * * * Biliousness, Jaundice, Catarrh, Asthma, Acidosis, Kidney, Blood Disorders, Nervous and Run-Down Conditions. * * * Re-Ju-Va * * * to assist Nature in freeing the system of the poisons which arise from the absorption of impurities through the alimentary tract. * * * 'Remove the Cause—Nature Completes the Task;'" (circular) "Re-Ju-Va * * * Bringing New Health and Happiness to Thousands. Re-Ju-Va Assists Nature in Attacking the Cause of 90% of All Human Ailments * * * Learned physicians say that the vast majority of all human ailments can be traced to one cause—the absorption by the blood of deadly poisons formed in the intestines when waste matter, which has not been properly eliminated, decays and putrefies. When the process of metabolism is properly balanced, the digestive and assimilative organs function properly and the secretive glands produce Nature's own laxative fluids which gently wash away the waste materials of the body. Then we are in good health. When metabolism is disturbed—waste materials accumulate in the colon, putrefaction often begins—and deadly poisons form which are absorbed by the blood and carried to various points in the body. These poisons many times are the source of infections which manifest themselves in the form of many diseases called by various names, according to the portion of the body affected. Among these Ailments are Arthritis, Rheumatism, Sciatica, Lumbago, Stomach Disorders. * * * Acidosis, High Blood Pressure, Catarrh, Asthma, Hay Fever, Jaundice, Sinus Infections, Liver Disorders, Indigestion, Dyspepsia, Diabetes and others. Re-Ju-Va the great, modern medical discovery does Not 'dose' symptoms in the old-fashioned manner but gives Nature the proper scientific aid to remove the cause of these diseases by ridding the system of accumulated poisons and by stimulating naturally glands and organs to normal function, thereby restoring a balanced process of metabolism and minimizing the possibility of recurrence of the poisons, thereby aiming at Permanent relief. Whence comes the famous Re-Ju-Va slogan 'Remove the Cause—Nature Completes the Task' * * * Its greatest power lies in the fact that it contains exactly what Nature needs in proper proportion to cleanse and build up the blood to resist the onslaught of disease. Thousands of persons who had suffered over a period of many years, some of whom were helplessly crippled, many of whom had been given up to die, are today healthy and happy, enjoying life to the utmost because

of this remarkable discovery. If you are ill, don't delay another minute. Start taking Re-Ju-Va today. It is within the reach of every purse and the cheapest 'Health Insurance' you can buy. If you are well, retain your good health by a regular dose of this remarkable medicine each day, it will keep you fit and full of pep and vigor. * * * Stomach Disorders Indigestion, Acid Stomach, Gas, Bloating, Dyspepsia, Ulcers Functional derangement of the stomach, due either to quantity or quality of gastric juices, improper eating or a disturbed process of metabolism, is a widely prevalent ailment. Many persons suffer needlessly from Acid Stomach, Gas Condition, Bloating, Dyspepsia, Indigestion, Stomach Ulcers, etc., and deny themselves the pleasure of eating their favorite foods because of their inability to digest them. Re-Ju-Va is the Ideal aid to Nature. It balances the body chemistry and corrects stomach ailments in the modern, scientific way. There are hundreds of testimonials on file from persons who had suffered for years from stomach disorders, who are now strong and healthy, and able to eat what they like, when they like, without discomfort. If you suffer any stomach disorder, don't delay. Rheumatism, Neuritis, Arthritis, Sciatica, Lumbago. These common ills are traceable to intestinal putrefaction, the names of the ailments being taken from the part of the body where the infection occurs. Only by removing the Cause of the infection can permanent relief be effected. The old-fashioned methods of 'dosing' the symptoms have been discarded by modern scientists. Re-Ju-Va has relieved thousands of the most obstinate cases after all other methods had failed. Helpless cripples have been restored to normal health and glorious happiness. Re-Ju-Va has been called a 'Godsend' by many who had given up all hope. * * * Corrected by Attacking the Cause—The Modern Way

No ailment causes so much ill health as constipation. When the waste matter of the body is not eliminated properly from the colon, poisonous germs grow in the bowel and autointoxication results. The blood absorbs the poisons from the intestine and carries it to various parts of the body. These toxins cause more than 90 per cent of all sickness and human misery. It is therefore obvious that if we are to enjoy good health and happiness, we must keep ourselves just as clean inside as outside. Many persons are in the habit of 'dynamiting' their bodies with strong purgatives and laxatives, but this is dangerous. Often irreparable damage is done to the delicate membranes. Nature has provided her own gentle laxative fluids and the modern method of treating Constipation is to assist Nature in restoring to function the glands and organs which secrete these fluids. Re-Ju-Va has corrected thousands of cases of Chronic Constipation, some of which defied all other treatment for as long as 30 years. One man had gone 28 days without a bowel movement. A boy who had never had a natural evacuation without an enema in his life was brought to normal by this great medicine. Re-Ju-Va relieves Constipation in Nature's own way. It is Not a purgative. Keep it on hand as health insurance. Don't Overlook This Opportunity to Regain Health! If you could but see and talk with the multitudes of chronic sufferers, pronounced incurable, who, having spent huge sums of money on various treatments, had found no relief, and then after a brief course of treatment with Re-Ju-Va, have found genuine relief and a renewal of health, it is certain that you would not hesitate to seek the same source of health. * * * Re-Ju-Va is as Pure and Harmless as the food on your table. It supplies Nature's own chemical elements, to the glands and organs of the body, causing them to secrete and function normally. It is unlike every other medicine used for rheumatism and its kindred disorders, as nearly all these medicines contain injurious drugs, that disturb the functions of the stomach and often act detrimentally to the heart. The wonderful feature of this modern preparation is that it brings relief to the stomach and strength to the heart, with no debilitating reactions. Children thrive upon its health-giving properties, thus you may be assured that a medicine that babies are able to take, will not be violent in its action on an adult. Re-Ju-Va * * * this proven medical food * * * It has no regard as to age or affliction, and can be taken with complete confidence and safety. 'Nature's Way to Regain and Retain Health' Possess and Protect Your Health * * * the Re-Ju-Va Way. * * * The Modern Way to Health Almost Miraculous Results Many Were Given Up To Die Others Were Helpless Cripples Now Enjoy the Blessing of Good Health * * * Contains: No * * * cathartic * * * Nature intended every human body to be healthy. If yours is not, something foreign is obstructing the normal function-

ing of one or more vital organs. Re-Ju-Va restores the natural secretions to fagged, worn and clogged glands, thus restoring normal Elimination. America's leading physicians declare that over ninety per cent of all diseases and disorders arise in the colon. These infections are reabsorbed into the system, producing the majority of human ills. * * * Cathartics, enemas, operations and external applications will not remove the death-dealing infection. Re-Ju-Va is Nature's scientific aid in correcting this basic disorder and thus removing infection and body poisons. * * * It is their sincere purpose to bring hope to the thousands of sufferers here in your great Western States. It is with gratitude to Almighty God they look back upon the vast multitude in the Eastern States that have regained health by this God-given remedy."

On June 21, 1932, no claimant having appeared for the property, judgment was entered ordering that the product be destroyed by the United States marshal.

ARTHUR M. HYDE, *Secretary of Agriculture.*

19490. Misbranding of Allen's rheumatic treatment. U. S. v. 36 Packages of Allen's Rheumatic Treatment. Default decree of condemnation, forfeiture, and destruction. (F. & D. No. 27698. I. S. No. 22538. S. No. 5760.)

Examination of samples of Allen's rheumatic treatment from the shipment herein described showed that the article consisted of blue and white tablets, each of the white tablets containing 5 grains of acetanilid. The label failed to declare the amount of acetanilid in each tablet, and which of the tablets contained acetanilid; nor was the term "acetanilid" used on the label, the labeling containing a statement of the total amount of acetanilid contained in all tablets in the package and the drug being described as phenylatamide, a name sometimes used for acetanilid. The labeling contained unwarranted curative and therapeutic claims for the article.

On or about February 3, 1932, the United States attorney for the Western District of Washington, acting upon a report by the Secretary of Agriculture, filed in the District Court of the United States for the district aforesaid a libel praying seizure and condemnation of 36 packages of Allen's rheumatic treatment, remaining in the original unbroken packages at Seattle, Wash., alleging that the article had been shipped by the Hart M. Allen Laboratories, from Los Angeles, Calif., on or about December 18, 1931, and had been transported from the State of California into the State of Washington, and charging misbranding in violation of the food and drugs act as amended.

Analysis of a sample of Allen's rheumatic treatment by this department showed that the article consisted of white and blue tablets. The white tablets contained acetanilid (5 grains each), caffeine, and sodium bicarbonate; the blue tablets contained acetylsalicylic acid (7.2 grains each).

It was alleged in the libel that the article was misbranded in that the package failed to bear a statement on the label of the quantity or proportion of acetanilid contained in the article, since the substance, acetanilid, was not declared by the name by which it is designated in the law, and the label on each of the packages failed to declare which of the tablets contained acetanilid and the quantity or proportion of said drug contained in each tablet. Misbranding was alleged for the further reason that the following statements appearing on the carton label and in the circular accompanying each of the packages, regarding the curative or therapeutic effects of the article, were false and fraudulent, since it contained no ingredient or combination of ingredients capable of producing the effects claimed: (Carton) "Rheumatic Treatment * * * A most excellent treatment for the quick relief of Neuritis, Lumbago, Gout * * * Directions Adults—Take two tablets (one of each color) every three hours until pain is relieved, then take two tablets three times a day as long as necessary. * * * gives quick relief from Rheumatism of All Kinds, such as Sciatic, Articular, Muscular, Inflammatory;" (circular) "Rheumatic Treatment * * * Rheumatic Treatment * * * a remedy that has no superior in the treatment of Rheumatism in all its forms, including Sciatic, Muscular, Inflammatory, and Articular, * * * a remedy for the quick relief of Lumbago, Gout, Neuritis * * * remarkably effective in Neuritis. * * * for quick and effective results Allen's Rheumatic Treatment * * * Rheumatic Treatment not only gives quick relief from pains and aches, But it is intended to give complete relief—to break up the most severe and stubborn cases of Rheumatism, Neuritis, Lumbago, Gout * * * Hundreds of unsolicited testimonials written to us * * * are positive evidence that Allen's Rheumatic Treatment has given complete